

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
61st LEGISLATURE - REGULAR SESSION**

HOUSE NATURAL RESOURCES COMMITTEE

Date: Friday, January 23, 2009
Place: Capitol

Time: 3:00 pm
Room: 472

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

EXECUTIVE ACTION TAKEN:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

HB 35 Tabled _____

HB 40 Passed with amendment _____

HB 21 Passed _____

HB 25 F _____

COMMENTS:



REP. Mike Milburn, Chairman

HOUSE OF REPRESENTATIVES
Roll Call
Natural Resources Committee

DATE: 1/23/09

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
Vice Chair Gordon Hendrick	✓	
Vice Chair JP Pomnichowski	✓	
Rep. Kendall Van Dyk		✓
Rep. Michele Reinhart	✓	
Rep. Scott Mendenhall	✓	
Rep. Mike Miller	✓	
Rep. Betsy Hands <i>arr^{ed} 12:20</i>	✓	
Rep. Brian Hoven	✓	
Rep. Anders Blewett	✓	
Rep. Tom McGillvray	✓	
Rep. Jill Cohenour	✓	
Rep. Gerald Bennett	✓	
Rep. Sue Dickenson	✓	
Rep. Tony Belcourt	✓	
Rep. Chas Vincent	✓	
Rep. Wendy Warburton	✓	
Rep. Mike Menahan	✓	
Chairman Mike Milburn	✓	



HOUSE STANDING COMMITTEE REPORT

January 24, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **House Bill 21** (first reading copy – white) **do pass**.

Signed: _____

Representative Mike Milburn, Chair

- END -

Committee Vote:

Yes 15, No 3

Fiscal Note Required ____

HB0021001SC.hjd

HOUSE Chief Clerk of the House COPY

TABLED BILL

The **HOUSE NATURAL RESOURCES COMMITTEE** TABLED **HB 35**, by motion, on **Friday, January 23, 2009**.

Shirley Chovanak
(For the Committee)

[Signature]
(Chief Clerk of the House)

 , 1/23
(Time) (Date)

March 19, 2009

Shirley Chovanak, Secretary

Phone: 444-4846



HOUSE STANDING COMMITTEE REPORT

January 24, 2009

Page 1 of 2

Mr. Speaker:

We, your committee on **Natural Resources** recommend that **House Bill 40** (first reading copy – white) **do pass as amended.**

Signed: _____

Representative Mike Milburn, Chair

And, that such amendments read:

1. Title, page 1, line 9.

Strike: "PROVIDING FOR" through "INFORMAL HEARING;"

2. Page 4, line 22.

Following: "applicant"

Strike: "and"

Insert: ", "

Following: "(2) (d)"

Insert: ", and persons who may claim standing pursuant to 85-2-308"

3. Page 6, line 20 through line 22.

Strike: "hearing" on line 20 through "conditions" on line 22

Insert: "contested case hearing, pursuant to Title 2, chapter 4, part 6, on the objection within 90 days from the date set by the department for the filing of objections"

4. Page 6, line 24 through line 25.

Strike: "The applicant" on line 24 through "criteria." on line 25

5. Page 6, line 26.

Strike: "The department shall allow for discovery."

Insert: "The department may extend the 90-day deadline for good cause shown or upon request of the applicant and all objectors."

Committee Vote:

Yes 18, No 0

Fiscal Note Required ____

HB0040001SC.hjd

6. Page 7, line 11.

Following: "(1)"

Insert: "(a)"

7. Page 7.

Following: line 22

Insert: "(b)(i) Upon request from the applicant, the department shall appoint a hearing examiner who did not participate in the preliminary determination.

(ii) The applicant may make only one request pursuant to this subsection (1)(b) for a different hearing examiner."

8. Page 8, line 2.

Strike: "may consider" through "conditions and"

Insert: "shall"

- END -

HOUSE OF REPRESENTATIVES
Roll Call - Vote
Natural Resources Committee

DATE: 1/23/09

BILL: HB 35 - As Amended

<u>NAME</u>	<u>Yes</u>	<u>No</u>
Vice Chair Gordon Hendrick		✓
Vice Chair Rep. JP Pomnichowski	✓	
Rep. Kendall Van Dyk	✓ Proxy	
Rep. Michele Reinhart	✓	
Rep. Scott Mendenhall		✓
Rep. Mike Miller		✓
Rep. Betsy Hands	✓	
Rep. Brian Hoven		✓
Rep. Anders Blewett	✓	
Rep. Tom McGillvray		✓
Rep. Jill Cohenour	✓	
Rep. Gerald Bennett		✓
Rep. Sue Dickenson	✓	
Rep. Tony Belcourt	✓	
Rep. Chas Vincent		✓
Rep. Wendy Warburton		✓
Rep. Mike Menahan	✓	
Chairman Mike Milburn		✓

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HOUSE OF REPRESENTATIVES

Roll Call - Vote

Natural Resources Committee

DATE: 1/23/09

BILL: HB 35- Motion to Table - Passed-

<u>NAME</u>	<u>Yes</u>	<u>No</u>
Vice Chair Gordon Hendrick	✓	
Vice Chair Rep. JP Pomnichowski		✓
Rep. Kendall Van Dyk		✓ Proxy
Rep. Michele Reinhart		✓
Rep. Scott Mendenhall	✓	
Rep. Mike Miller	✓	
Rep. Betsy Hands		✓
Rep. Brian Hoven	✓	
Rep. Anders Blewett	✓	
Rep. Tom McGillvray	✓	
Rep. Jill Cohenour		✓
Rep. Gerald Bennett	✓	
Rep. Sue Dickenson		✓
Rep. Tony Belcourt		✓
Rep. Chas Vincent	✓	
Rep. Wendy Warburton	✓	
Rep. Mike Menahan		✓
Chairman Mike Milburn	✓	

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HOUSE OF REPRESENTATIVES

Roll Call - Vote

Natural Resources Committee

DATE: 1/23/09

BILL: HB 25 Amendment

<u>NAME</u>	<u>Yes</u>	<u>No</u>
Vice Chair Gordon Hendrick		✓
Vice Chair Rep. JP Pomnichowski		✓
Rep. Kendall Van Dyk		✓ Proxy
Rep. Michele Reinhart	✓	
Rep. Scott Mendenhall	✓	
Rep. Mike Miller		✓
Rep. Betsy Hands	✓	
Rep. Brian Hoven	✓	
Rep. Anders Blewett	✓	
Rep. Tom McGillvray	✓	
Rep. Jill Cohenour	✓	
Rep. Gerald Bennett		✓
Rep. Sue Dickenson		✓ Proxy
Rep. Tony Belcourt	✓	
Rep. Chas Vincent		✓
Rep. Wendy Warburton		✓
Rep. Mike Menahan	✓	
Chairman Mike Milburn		✓

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Amendment Failed

HOUSE OF REPRESENTATIVES
Roll Call - Vote
Natural Resources Committee

DATE: 1/23

BILL: HB 25

Failed

<u>NAME</u>	<u>Yes</u>	<u>No</u>
Rep. Gordon Hendrick (VCh)		✓
Rep. JP Pomnichowski (VCh)		✓
Rep. Kendall Van Dyk		✓ Proxy
Rep. Michele Reinhart		✓
Rep. Scott Mendenhall		✓
Rep. Mike Miller		✓
Rep. Betsy Hands	✓	
Rep. Brian Hoven		✓
Rep. Anders Blewett	✓	
Rep. Tom McGillvray		✓
Rep. Jill Cohenour	✓	
Rep. Gerald Bennett		✓
Rep. Sue Dickenson		✓ Proxy
Rep. Tony Belcourt		✓
Rep. Chas Vincent		✓
Rep. Wendy Warburton		✓
Rep. Mike Menahan	✓	
Chairman Mike Milburn		✓

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Failed

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomrichowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 21	X	

BILL/AMENDMENT

AYE NO

Rep. Batey [Signature]
(Signature)

Date 1-6-09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomnickowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 21	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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BILL/AMENDMENT

AYE NO

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Rep. _____

(Signature)

Date 1/16/09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pommichowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 35 10 amendments	X	
AMENDMENT 3501	X	

BILL/AMENDMENT

AYE NO

Rep. Peter R. S.
(Signature)

Date 1-6-09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomnichowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 35 as amended	X	
AMENDMENT 3501	X	

BILL/AMENDMENT

AYE NO

Rep. _____

(Signature)

Date 1/6/09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the House Natural Resources

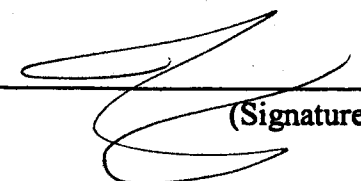
Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomnickowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 40	X	
AMENDMENT 4002.01K	X	

BILL/AMENDMENT	AYE	NO

Rep. 
(Signature)

Date 11/8/09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pommichowski, vice Chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB40	X	
AMENDMENT 4002.ajk	X	

BILL/AMENDMENT

AYE NO

Rep. Sue Dickerson

(Signature)

Date 1-6-09

AUTHORIZED COMMITTEE PROXY

I request to be excused from the House Natural Resources

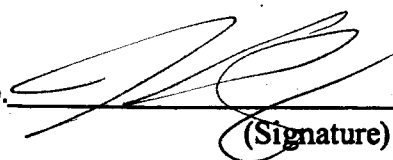
Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomnichowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 96		X
AMENDMENT 2501.01		X

BILL/AMENDMENT	AYE	NO

Rep. 
(Signature)

Date 1/6/09

**AUTHORIZED
COMMITTEE PROXY**

I request to be excused from the House Natural Resources

Committee because of other commitments. I desire to leave my proxy vote with:

JP Pomnickowski, vice chair

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 25		X
AMENDMENT 2501.01		X

BILL/AMENDMENT

AYE NO

Rep. Steve Rickerson

(Signature)

Date 1-6-09